

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**RACHEL FOSTER, ET AL.,**

**Plaintiffs,**

**V.**

MOSHE ATTIAS, ET AL.,

## Defendants.

**MOSHE ATTIAS and MARION COURT, LLC,**

**Plaintiffs,**

**V.**

**532 BROOKLYN, LLC and ALAIN KODSI,**

## Defendants.

## ORDER

**AND NOW**, this 9<sup>th</sup> day of September, 2020, upon consideration of the Foster Parties' Motion to Dismiss the Amended Counterclaim (Doc. No. 87) and the Attias Parties' Response (Doc. No. 89), it is hereby **ORDERED** that:

1. The Motion to Dismiss the fraudulent transfer counterclaim (Count I) is **DENIED** as against 532 Brooklyn, LLC, but **GRANTED** as against Rachel Foster and DEMK, LLC.
2. The Motion to Dismiss the unjust enrichment counterclaim (Count II) is **GRANTED** as against all Plaintiffs/Counterclaim Defendants.
3. The Motion to Dismiss the fraud counterclaim (Count III) is **GRANTED** as against all Plaintiffs/Counterclaim Defendants.

**BY THE COURT:**

/s/ Mitchell S. Goldberg

**MITCHELL S. GOLDBERG, J.**